

IN THE CLAIMS:

The following is a complete listing of the claims in this application, reflects all changes currently being made to the claims, and replaces all earlier versions and all earlier listings of the claims:

Claims 1-21 (Canceled).

Claim 22 (Currently Amended): An image capture apparatus ~~that communicates with an external recording apparatus using a wireless communication unit, said image capture apparatus comprising:~~

an image capture unit adapted to capture a digital image;
a recording unit adapted to record the digital image captured by said image capture unit on a recording medium; [[and]]
a wireless communication unit adapted to transmit the digital image recorded on the recording medium to an external recording apparatus; and
a control unit adapted to judge determine, using additional information corresponding to the digital image recorded on the recording medium, whether or not the digital image recorded on the recording medium is already transmitted to the external recording apparatus, using information corresponding to the digital image recorded on the recording medium;
wherein said control unit automatically transmits controls said wireless communication unit to transmit the digital image recorded on the recording medium to the

external recording apparatus if it is judged determined by said control unit that the digital image recorded on the recording medium is not already transmitted to the external recording apparatus, and

wherein said control unit avoids transmitting the digital image recorded on the recording medium to the external recording apparatus if it is judged determined by said control unit that the digital image recorded on the recording medium is already transmitted to the external recording apparatus.

Claim 23 (Currently Amended): An image capture apparatus ~~that communicates with an external recording apparatus using a wireless communication unit, said image capture apparatus comprising:~~

~~an image capture unit adapted to capture a digital image;~~
~~a recording unit adapted to record the digital image captured by said image capture unit on a recording medium; [[and]]~~
~~a wireless communication unit adapted to transmit the digital image recorded on the recording medium to an external recording apparatus; and~~
~~a control unit adapted to judge determine, using additional information corresponding to the digital image recorded on the recording medium, whether or not the digital image recorded on the recording medium is already transmitted to the external recording apparatus, using information corresponding to the digital image recorded on the recording medium,~~
~~wherein said control unit automatically transmits control said wireless~~

communication unit to transmit the digital image recorded on the recording medium to the external recording apparatus if it is judged determined by said control unit that the digital image recorded on the recording medium is not already transmitted to the external recording apparatus, and

wherein said control unit avoids transmitting the digital image recorded on the recording medium to the external recording apparatus and deletes the digital image recorded on the recording medium from the recording medium if it is judged determined by said control unit that the digital image recorded on the recording medium is already transmitted to the external recording apparatus.

Claim 24 (Previously Presented): The image capture apparatus according to claim 22, wherein the image capture apparatus is a camera integrated video recorder or a digital camera.

Claim 25 (Currently Amended): A method performed by of controlling an image capture apparatus, the image capture apparatus communicates with an external recording apparatus using a wireless communication unit, and includes an image capture unit adapted to capture a digital image, [[and]] a recording unit adapted to record the digital image captured by the image capture unit on a recording medium and a wireless communication unit adapted to transmit the digital image recorded on the recording medium to an external recording apparatus, said method comprising steps of:

judging determining, using additional information corresponding to the digital

image recorded on the recording medium, whether or not the digital image recorded on the recording medium is already transmitted to the external recording apparatus, ~~using information corresponding to the digital image recorded on the recording medium apparatus~~; and

~~automatically transmitting controlling the wireless communication unit to transmit~~ the digital image recorded on the recording medium to the external recording apparatus if it is ~~judged determined in the determining step~~ that the digital image recorded on the recording medium is not already transmitted to the external recording apparatus,

wherein the digital image recorded on the recording medium is not transmitted to the external recording apparatus if it is ~~judged determined in the determining step~~ that the digital image recorded on the recording medium is already transmitted to the external recording apparatus.

Claim 26 (Currently Amended): A method ~~performed by~~ of controlling an image capture apparatus, the image capture apparatus ~~communicates with an external recording apparatus using a wireless communication unit~~, and includes an image capture unit adapted to capture a digital image, [[and]] a recording unit adapted to record the digital image captured by the image capture unit on a recording medium and a wireless communication unit adapted to transmit the digital image recorded on the recording medium to an external recording apparatus, said method comprising steps of:

~~judging determining, using additional information corresponding to the digital image recorded on the recording medium, whether or not the digital image recorded on the recording medium is already transmitted to the external recording apparatus, using information~~

~~corresponding to the digital image recorded on the recording medium apparatus; and~~

~~automatically transmitting controlling the wireless communication unit to~~

~~transmit the digital image recorded on the recording medium to the external recording apparatus if it is judged determined in the determining step that the digital image recorded on the recording medium is not already transmitted to the external recording apparatus, and apparatus.~~

~~wherein the digital image recorded on the recording medium is not transmitted to the external recording apparatus and is deleted deleting the digital image recorded on the recording medium from the recording medium if it is judged determined in the determining step that the digital image recorded on the recording medium is already transmitted to the external recording apparatus.~~

Claim 27 (Previously Presented): The image capture apparatus according to claim 23, wherein the image capture apparatus is a camera integrated video recorder or a digital camera.

Claim 28 (Previously Presented): The method according to claim 25, wherein the image capture apparatus is a camera integrated video recorder or a digital camera.

Claim 29 (Previously Presented): The method according to claim 26, wherein the image capture apparatus is a camera integrated video recorder or a digital camera.

Claims 30-33 (Canceled).

Claim 34 (Currently Amended): The image capture apparatus according to claim 22, wherein said control unit ~~judges~~ determines, using the additional information, whether or not to skip a reproduction of the digital image recorded on the recording ~~medium~~ using the information corresponding to the digital image recorded on the recording medium.

Claim 35 (Currently Amended): The image capture apparatus according to claim 23, wherein said control unit ~~judges~~ determines, using the additional information, whether or not to skip a reproduction of the digital image recorded on the recording ~~medium~~ using the information corresponding to the digital image recorded on the recording medium.

Claim 36 (Currently Amended): The method according to claim 25, ~~wherein~~ said judging step includes judging further comprising a step of determining, using the additional information, whether or not to skip a reproduction of the digital image recorded on the recording ~~medium~~ using the information corresponding to the digital image recorded on the recording medium.

Claim 37 (Currently Amended): The method according to claim 26, ~~wherein~~ said judging step includes judging further comprising a step of determining, using the additional information, whether or not to skip a reproduction of the digital image recorded on the recording ~~medium~~ using the information corresponding to the digital image recorded on the recording medium.